

D8-15-01

**UTILITY PATENT APPLICATION TRANSMITTAL**  
**(Large Entity)**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.  
479.58-6Total Pages in this Submission  
143**TO THE ASSISTANT COMMISSIONER FOR PATENTS**Box Patent Application  
Washington, D.C. 20231

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 C.F.R. 1.53(b) is a new utility patent application for an invention entitled:

**ENDOTHELIAL CELL GROWTH FACTOR, METHODS OF ISOLATION AND EXPRESSION**

and invented by:

**NAPOLEONE FERRARA, DENIS GOSPODAROWICZ AND JEAN PLOUET**If a **CONTINUATION APPLICATION**, check appropriate box and supply the requisite information:☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: 08/473,276

Which is a:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: 08/158,027

Which is a:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: 07/360,235☐ Continuation ☐ Divisional ☒ Continuation-in-part (CIP) of prior application No.: 07/364,165☐ Continuation ☐ Divisional ☒ Continuation-in-part (CIP) of prior application No.: 07/328,181**Application Elements**

Enclosed are:

1. ☒ Filing fee as calculated and transmitted as described below
2. ☒ Specification having 81 pages and including the following:
  - a. ☒ Descriptive Title of the Invention
  - b. ☒ Cross References to Related Applications (if applicable)
  - c. ☐ Statement Regarding Federally-sponsored Research/Development (if applicable)
  - d. ☐ Reference to Microfiche Appendix (if applicable)
  - e. ☒ Background of the Invention
  - f. ☒ Brief Summary of the Invention
  - g. ☒ Brief Description of the Drawings (if drawings filed)
  - h. ☒ Detailed Description
  - i. ☒ Claim(s) as Classified Below
  - j. ☒ Abstract of the Disclosure

**UTILITY PATENT APPLICATION TRANSMITTAL**  
**(Large Entity)**

*(Only for new nonprovisional applications under 37 CFR 1.53(b))*

Docket No.  
**479.58-6**

Total Pages in this Submission  
**143**

**Application Elements (Continued)**

3. ☒ Drawing(s) *(when necessary as prescribed by 35 USC 113)*
- a. ☐ Formal Number of Sheets \_\_\_\_\_
- b. ☒ Informal Number of Sheets 19
4. ☒ Oath or Declaration
- a. ☐ Newly executed *(original or copy)* ☐ Unexecuted
- b. ☒ Copy from a prior application (37 CFR 1.63(d)) *(for continuation/divisional application only)*
- c. ☒ With Power of Attorney ☐ Without Power of Attorney
- d. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s) named in the prior application,  
see 37 C.F.R. 1.63(d)(2) and 1.33(b).
5. ☒ Incorporation By Reference *(usable if Box 4b is checked)*  
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied  
under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby  
incorporated by reference therein.
6. ☐ Computer Program in Microfiche *(Appendix)*
7. ☐ Nucleotide and/or Amino Acid Sequence Submission *(if applicable, all must be included)*
- a. ☐ Paper Copy
- b. ☐ Computer Readable Copy *(identical to computer copy)*
- c. ☐ Statement Verifying Identical Paper and Computer Readable Copy

**Accompanying Application Parts**

8. ☐ Assignment Papers *(cover sheet & document(s))*
9. ☐ 37 CFR 3.73(B) Statement *(when there is an assignee)*
10. ☐ English Translation Document *(if applicable)*
11. ☐ Information Disclosure Statement/PTO-1449 ☐ Copies of IDS Citations
12. ☒ Preliminary Amendment A
13. ☒ Acknowledgment postcard
14. ☒ Certificate of Mailing

☐ First Class ☒ Express Mail *(Specify Label No.):* EL865007225US

# UTILITY PATENT APPLICATION TRANSMITTAL (Large Entity)

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.  
479.58-6

Total Pages in this Submission  
143

## Accompanying Application Parts (Continued)

15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)

16. ☒ Additional Enclosures (please identify below):

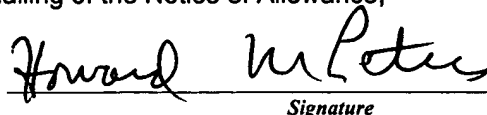
Copy of Petition for Extension of Time and Fee from 08/473,276

## Fee Calculation and Transmittal

### CLAIMS AS FILED

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	44	- 20 =	24	x \$18.00	\$432.00
Indep. Claims	8	- 3 =	5	x \$78.00	\$390.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
BASIC FEE					\$760.00
OTHER FEE (specify purpose)					\$0.00
TOTAL FILING FEE					\$1,582.00

- ☒ A check in the amount of **\$1,582.00** to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge and credit Deposit Account No. **16-1331** as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of \_\_\_\_\_ as filing fee.
- ☒ Credit any overpayment.
- ☒ Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.
- ☐ Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

  
Signature

Howard M. Peters (Reg. No. 29,202)  
PETERS, VERNY, JONES & BIKSA, LLP  
385 Sherman Avenue, Suite 6  
Palo Alto, CA 94306  
Telephone No.: (650) 324-1677  
Fax No.: (650) 324-1678

Dated: August 14, 2001

cc:

**PATENT APPLICATION TRANSMITTAL LETTER**  
(Large Entity)

Docket No.  
479.58-6

TO THE ASSISTANT COMMISSIONER FOR PATENTS

Transmitted herewith for filing under 35 U.S.C. 111 and 37 C.F.R. 1.53 is the patent application of:

**ENDOTHELIAL CELL GROWTH FACTOR, METHODS OF ISOLATION AND EXPRESSION**

For: **NAPOLEONE FERRARA, DENIS GOSPODAROWICZ, AND JEAN PLOUET**

Enclosed are:

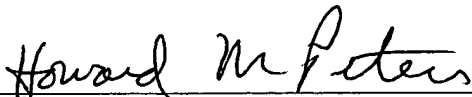
- ☒ Certificate of Mailing with Express Mail Mailing Label No. **EL865007225US**
- ☒ **19** sheets of drawings.
- ☐ A certified copy of a \_\_\_\_\_ application.
- ☒ Declaration ☒ Signed. ☐ Unsigned. -COPY (10 pgs.)
- ☒ Power of Attorney
- ☐ Information Disclosure Statement
- ☒ Preliminary Amendment
- ☐ Other: Copy of Petition for Extension of Time

**CLAIMS AS FILED**

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	44	- 20 =	24	x \$18.00	\$432.00
Indep. Claims	8	- 3 =	5	x \$78.00	\$390.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
BASIC FEE					\$760.00
TOTAL FILING FEE					\$1,582.00

- ☒ A check in the amount of **\$1,582.00** to cover the filing fee is enclosed.
- ☐ The Commissioner is hereby authorized to charge and credit Deposit Account No. **16-1331** as described below. A duplicate copy of this sheet is enclosed.
  - ☐ Charge the amount of \_\_\_\_\_ as filing fee.
  - ☒ Credit any overpayment.
  - ☒ Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.
  - ☐ Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

Dated: **August 14, 2001**

  
Signature

Howard M. Peters (Reg. No. 29,202)  
PETERS, VERNY, JONES & BIKSA, LLP  
385 Sherman Avenue, Suite 6  
Palo Alto, CA 94306  
Telephone No.: (650) 324-1677 x 20  
Fax No.: (650) 324-1678

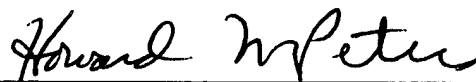
cc:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of )  
 )  
 NAPOLEONE FERRARA, DENIS ) Group Art Unit: 1647  
 GOSPODAROWICZ and JEAN PLOUET )  
 )  
 Serial No: \_\_\_\_\_ ) Prior Examiner: Lorraine Spector  
 )  
 Filed: August 14, 2001 )  
 )  
 For: ENDOTHELIAL CELL GROWTH )  
 FACTOR, METHODS OF ISOLATION )  
 AND EXPRESSION )  
 \_\_\_\_\_ )  
 Box Continuation Patent Application  
 Assistant Commissioner for Patents  
 Washington, D.C. 20231

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail (label no.: EL865007225US) in an envelope addressed to: Box Continuation Patent Application, Assistant Commissioner for Patents, Washington, D.C. 20231 on August 14, 2001.



Howard M. Peters (Reg. No. 29,202)

TRANSMITTAL LETTER

Sir:

Transmitted herewith are the following documents:

1. Transmittal Letter (2 pgs.) in duplicate;
2. Utility Patent Application Transmittal - Large Entity (3 pgs.) in duplicate and enclosures: Spec. 71 pgs., Claims 8 pgs., Abstract 2 pgs., Figs. 19 sheets, Decl. 4 + 4 and others 27 pgs;
3. Patent Application Transmittal Letter (1 pg.) in duplicate;
4. Preliminary Amendment A (2 pgs.);
5. Certificate of Mailing by Express Mail (1 pg.);

09929770-081401

6. Copy of Petition for Extension of Time for 08/473,276;
7. Check in the amount of \$1,582.00; and
8. Postcard.

Please consider this a conditional petition for extension of time if needed.

If additional fees are due, the Commissioner is hereby authorized to charge such fees or to credit any overpayment to Deposit Account No. 16-1331.

Respectfully submitted,

Date: August 14, 2001



Howard M. Peters (Reg. No. 29,202)  
Attorney of Record  
PETERS, VERNY, JONES & BIKŠA, LLP  
385 Sherman Avenue, Suite 6  
Palo Alto, CA 94306  
Telephone: (650) 324-1677  
Facsimile: (650) 324-1678  
Attorney Docket No. 479.58-6 (HMP)

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.010)**

Docket No.

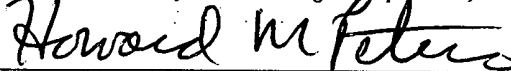
479.58-6

Applicant(s): **Napoleone Ferrara, Denis Gospodarowicz, and Jean Plouet**

Serial No.

Filing Date  
August 14, 2001

Examiner

Group Art Unit  
1647Invention: **ENDOTHELIAL CELL GROWTH FACTOR, METHODS OF ISOLATION AND EXPRESSION**I hereby certify that this 3 Transmittal Letters, Cont. U.S. Patent Appl., Prel.Amdt.A (2 pgs), Drawings (19 pgs.), & Cert. of Mailing, etc.*(Identify type of correspondence)*is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under  
37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231on August 14, 2001  
*(Date)*Howard M. Peters (Reg. No. 29,202)*(Typed or Printed Name of Person Mailing Correspondence)**(Signature of Person Mailing Correspondence)*EL865007225US*("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**

FILING RECEIPT



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTORNEY DOCKET NO.	DRWGS	TOT CL	IND CL
08/158,027	11/26/93	1812	\$732.00	479.584	19	21	3

HOWARD M. PETERS  
PHILLIPS, MOORE, LEMPION & FINLEY  
399 SHERMAN AVE., STE. 10  
PALO ALTO, CA 94306-1827

DOCKETED

JAN 31 RECD

JAN 13 RECD

Jc872 U.S. PTO  
09/929770



Receipt is acknowledged of this patent application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Application Processing Division's Customer Correction Branch within 10 days of receipt. Please provide a copy of the Filing Receipt with the changes noted thereon.

Applicant(s) NAPOLEONE FERRARA, BELVEDERE, CA; DENIS GOSPODAROWICZ,  
SAN FRANCISCO, CA; JEAN PLOUET, PARIS, FRANCE.

CONTINUING DATA AS CLAIMED BY APPLICANT-

THIS APPLN IS A CON OF 07/360,235 06/01/89  
WHICH IS A CIP OF 07/346,165 05/02/89 ABN  
WHICH IS A CIP OF 07/328,181 03/24/89 ABN

FOREIGN FILING LICENSE GRANTED 01/07/94

TITLE

ENDOTHELIAL CELL GROWTH FACTOR, METHODS OF ISOLATION AND EXPRESSION

PRELIMINARY CLASS: 514



479.58-5

PATENT  
UC 89-053-5

Case Docket No. 479.58-5  
Anticipated Classification of this application:  
Class \_\_\_\_\_ Subclass \_\_\_\_\_  
Prior Application: \_\_\_\_\_  
Examiner: Shelley Guest Cermack  
Art Unit: 1812



**BOX PATENT APPLICATION**  
**ASSISTANT COMMISSIONER FOR PATENTS**  
**Washington, D.C. 20231**

**TRANSMITTAL OF FILING UNDER 37 CFR 1.60(b)**

"Express Mail mailing label number TB765980193US

Date of Deposit June 6, 1995

I hereby certify that this 37 CFR 1.60 request and the documents referred to as attached therein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above, and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Elizabeth Bhatt

(Name of person mailing paper or fee)

Elizabeth P. Bhatt 6/6/95

(Signature of person mailing paper or fee)

Sir:

This is a request for filing an application under 37 C.F.R. 1.60 (b):

☒ Continuation

☐ Divisional

of pending prior Application Serial No. 08/158,027, filed on November 26, 1993,

of Napoleone Ferrara, Denis Gospodarowicz, and Jean Plouet

(Inventor(s))

for ENDOTHELIAL CELL GROWTH FACTOR, METHODS OF ISOLATION AND  
EXPRESSION (MURINE)

(Title of Invention)

☒ A copy of the prior application is attached. I hereby verify that these enclosed papers are a true copy of what is shown in my records to be the above identified prior application.

☒ The oath or declaration (unsigned) appears in the original papers of the prior application.

The copy of the papers of prior application *as filed* which are as follows:

- ☒ 71 page(s) of specification
- ☒ 8 page(s) of claims
- ☒ 2 page(s) of abstract
- ☒ 19 sheets(s) of drawing
- ☒ 4 pages of signed declaration and power of attorney (filed 4-12-90)
- ☒ 4 pages of declaration and power of attorney (unsigned)

☒ In accordance with the indication required by 37 CFR 1.60(b) my records reflect that the original signed declaration showing applicant's signature was filed on April 12, 1990 (enclosed).

☐ N/A the amendment referred to in the declaration filed to complete the prior application and I hereby state, in accordance with the requirements of 37 CFR 1.60(b), that this amendment did not introduce new matter therein.

#### **Amendments**

☒ Cancel in this application original claims 6-15, 17, 18, 21, 26-28, 32-33 and 36-40 and 37 of the prior application before calculating the filing fee.

☐ A preliminary amendment is enclosed.

#### **Petition for Suspension of Prosecution for the Time Necessary to File an Amendment**

☐ There is provided herewith to Suspend Prosecution for The Time Necessary to File An Amendment (New Application Filed Concurrently).

#### **Information Disclosure Statement**

☒ An Information Disclosure Statement will be submitted.  
Please review the Information Disclosure Statements in the parent patent application.

FILING FEE CALCULATION - CLAIMS AS FILED					(5) BASIC FEE	
(1) FOR		(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	SMALL	OTHER
					\$	\$730.00
TOTAL CLAIMS	SMALL	- 20 =		\$		
	OTHER	20 - 20 =	0	\$		
INDEP. CLAIMS	SMALL	- 3 =		\$		
	OTHER	3 - 3 =	0	\$		
MULT. DEP. CLAIMS(S), IF ANY				\$		
				\$		
				<b>TOTAL FILING FEE -</b>	\$	\$730.00

☐ Fee for extra claims is not being paid at this time. (37 CFR 1.16(d))

#### Small Entity Status

☐ A verified statement that this filing is by a small entity:

☐ is attached

☐ has been filed in the parent application and such status is still proper and desired (37 CFR 1.28(a))

Filing Fee Calculation (50% of above) \$ \_\_\_\_\_

#### Drawings

☐ Transfer the drawings from the prior application to this application and, subject to item 17 below, abandon said prior application as of the filing date accorded this application. A duplicate copy of this request is enclosed for filing in the prior application file.

☐ Transfer the following sheet(s) of drawing from the prior application to this application \_\_\_\_\_

☐ A copy of the amendment cancelling these sheets of drawings in the prior application is attached.

☒ New drawings are enclosed

☐ formal

☒ informal

#### Priority - 35 U.S.C. 119

☒ Priority of application serial no. 0 / \_\_\_\_\_ filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 U.S.C. 119.

☐ The certified copy has been filed in prior U.S. application serial no. 0 / \_\_\_\_\_ on \_\_\_\_\_.

☐ The certified copy will follow.

#### Relate Back - 35 U.S.C. 120

☒ Amend the specification by inserting before the first line the sentence:

--This is a continuation of copending application, Serial No. 158,027, filed November 26, 1993, which is a continuation of U.S. Serial No. 360,235, filed June 1, 1989, now abandoned, which is a continuation-in-part of U.S. Serial No. 346,165, filed May 2, 1989, now abandoned, which is a continuation-in-part of U.S. Serial No. 328,181, filed March 24, 1989, now abandoned.--

☐ International Application \_\_\_\_\_ filed on \_\_\_\_\_ and which designated the U.S.

**Inventorship Statement**

(a) With respect to the prior copending U.S. application from which this application claims benefit under 35 USC 120, the inventor(s) in this application is (are):

☒ the same

☐ not the same, and an explanation, including the ownership of the various claims at the time the last claimed invention was made, is submitted.

**Assignment**

☒ The prior application is assigned to The Regents of the University of California

☐ an assignment of the invention to \_\_\_\_\_

is attached. A separate "ASSIGNMENT COVER LETTER ACCOMPANYING NEW PATENT APPLICATION" is also attached.

**Fee Payment Being Made At This Time**

☐ Not enclosed

☐ No filing fee is submitted.

☒ Enclosed

☒ basic filing fee \$ 730.00

☐ recording assignment (\$40.00; 37 CFR 1.21(h)) \$ \_\_\_\_\_

☐ processing and retention fee (\$130.00; 37 CFR 1.53(d) and 1.21(l)) \$ \_\_\_\_\_

**Total fees enclosed** \$ \_\_\_\_\_

**Method of Payment of Fees**

☒ A check in the amount of \$ 730.00 is enclosed.

☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Account No.16-1560.  
A duplicate copy of this sheet is enclosed.

**Power of Attorney**

☒ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

☐ A new power has been executed and attached.

☒ Address all future communications to:  
**HOWARD M. PETERS**  
PHILLIPS, MOORE, LEMPPIO & FINLEY  
385 Sherman Avenue, Suite 6  
Palo Alto, CA 94306-1840

**Maintenance of Copendency of Prior Application**

☐ A petition, fee and response has been filed to extend the term in the pending prior application until \_\_\_\_\_

☐ a copy of the petition for extension of time in the prior application is attached.

**Conditional Petition for Extension of Time in Prior Application**

☐ a conditional petition for extension of time is also being filed in the pending parent application.

479.58-5

PATENT  
UC 89-053-5

Abandonment of Prior Application (if applicable)

☐ Please abandon the prior application at a time while the prior application is pending or when the petition for extension or to review in that application is granted and when this application is granted a filing date so as to make this application copending with said prior application.

Notification in Parent Application of the Filing of this Continuation Application

☐ A notification of the filing of this continuation is being filed in the parent application from which this application claims priority under 35 USC § 120.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date June 6, 1995

 6/6/95

Attorney of Record  
Howard M. Peters (Reg. No. 29,202)  
PHILLIPS, MOORE, LEMPIO & FINLEY  
385 Sherman Avenue, Suite 6  
Palo Alto, CA 94306-1840  
Telephone No. (415) 324-1677

Atty. Docket No. 479.58-5 HMP  
HMP/ka:6b  
Enclosures

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of )  
 )  
N. FERRARA, D. GOSPODAROWICZ and )  
J. PLOUET )  
 )  
Serial No.: 07/360,235 )  
 )  
Filed: June 1, 1989 )  
 )  
For: ENDOTHELIAL CELL GROWTH )  
FACTOR, METHODS OF ISOLATION )  
AND EXPRESSION )  
 )

Group Art Unit:

Examiner: Magdalen Y. C.  
Greenlief



Hon. Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Attention: Magdalen Y. C. Greenlief  
Special Program Examiner  
Office of the Assistant Commissioner for Patents

EXPRESS MAIL CERTIFICATE UNDER 37 C.F.R. 1.10

Express Mail Mailing Label No.: B07367749W

Date of Deposit: April 12, 1990

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

HOWARD M. PETERS  
(Name of person mailing paper)

*Howard M. Peters*  
(Signature of person mailing paper)

RESPONSE TO DECISION REFUSING STATUS UNDER 37 C.F.R. 1.47(a)

Sir: -

Applicants received the Decision Refusing Status Under 37 CFR 1.47(a) dated February 12, 1990 and have reviewed it carefully.

Applicants' undersigned attorney acknowledges the helpful telephone interviews with Examiner Magdalen Y. C. Greenlief on February 13, 1990 and March 15, 1990.

Examiner Greenlief was informed that the non-signing inventor, Denis Gospodarowicz, had changed his mind, without explanation and then signed the Declaration on March 13, 1990.

Examiner Greenlief stated that a new signature on the Declaration by the other two co-inventors would obviate the above-cited refusal of status action.

Co-inventor N. Ferrara executed the second Declaration on March 27, 1990, for himself and on behalf of D. Gospodarowicz.

The undersigned attorney gratefully acknowledges the early morning telephone discussion on April 10, and 12, 1990 with Examiner Magdalen Greenlief of the Assistant Commissioner's Office regarding this application. The problem was that a signed Declaration had been requested, but not yet returned by co-inventor, Jean Plouet, now residing in Paris, France. Fortunately, the Declaration signed by Jean Plouet for himself and for D. Gospodarowicz arrived by Federal Express later in the morning of April 10, 1990.

#### SUMMARY

Applicants enclose a Declaration executed by all of the coinventors within the last six weeks.

Applicants also include a Declaration signed by Dr. N. Ferrara and by Dr. J. Plouet on behalf of Dr. D. Gospodarowicz, if they are needed.

These requested documents are being returned within the two-month deadline cited in the Decision Refusing Status.

Applicants' attorney was advised by Examiner Greenlief that this submission would make moot the pending decision refusing status, and the patent application would now proceed.

A Conditional Petition for Extension of Time is requested if needed.

The Commissioner is authorized to charge or credit Deposit Account No. 16-1560 as needed.

If there are any questions, please call (collect) the undersigned at (415) 421-2674.

Respectfully submitted,

*Howard M. Peters*

Howard M. Peters (Reg. No. 29,202)  
for  
PHILLIPS, MOORE, LEMPPIO & FINLEY  
177 Post Street, Suite 800  
San Francisco, CA 94108  
Attorneys for Applicant

HMP/cl

(415) 421-2674

PMLF No. 479-58-3\Response

Attachment: Executed Declaration of Ferrara, Gospodarowicz and  
Plouet  
Executed Declaration of Ferrara and Plouet on behalf  
of Gospodarowicz



APPLICANT(S) Napoleone Ferrara et al.

TITLE: ENDOTHELIAL CELL GROWTH FACTOR, METHODS OF  
ISOLATION AND EXPRESSION (METHUEN)

Serial No.: \_\_\_\_\_ Filed: November 26, 1993

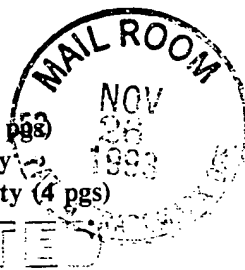
Fee (if any) \$360.00 Check Enclosed ☒ Yes ☐ No

Certificate of Mailing: ☐ First Class ☒ Express Mail label no. TB506961015US

Kindly stamp receipt date and mail to acknowledge receipt of the accompanying:

**06/158027**

- 1) Transmittal of Filing Under 37 CFR 1.60(b)
- 2) Application
  - Specification (71 pgs), · claims (8 pgs), · abstract (2 pgs)
  - drawings (19 sheets), · signed dec. and pwr. of atty (filed 4-12-90) (4pgs), · unsigned dec. and pwr. of atty (4 pgs)
- 3) Check for \$710.00



Due Date: \_\_\_\_\_  
Atty/Secy HMP/ka

Date Mailed: November 26, 1993  
File No.: 479.58-4 HMP

APPLICANT(S) Napoleone Ferrara et al

TITLE: ENDOTHELIAL CELL GROWTH FACTOR. METHODS OF ISOLATION AND EXPRESSION ~~(SECRET)~~

Serial No.: \_\_\_\_\_

Filed: November 26, 1993

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